

AGENDA

BOARD OF MAYOR AND ALDERMEN

November 7, 2007

**7:30 PM
Aldermanic Chambers
City Hall (3rd Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.
3. Recognition of the 125th anniversary of the First Presbyterian Church.
4. Jac Pac updated to be presented by Dick Anagnost.

CONSENT AGENDA

5. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

Pole Petitions—approve under the supervision of the Department of Highways

- A. PSNH Pole Petition #11-1177 located on Summer South Back and Green Street

Sidewalk Petitions (50/50 Program FY2007) – Approve subject to the availability of funding

- B. Communication from Jay Davini, Public Utilities Coordinator, requesting approval of sidewalk petitions.

Accept Funds and Remand for the Purpose Intended

- C. In the amount of \$1,000 from the Granite State Immunization Partnership for the Health Department to conduct a Vote and Vax Flu Shot Clinic on November 6, 2007.
- D. In the amount of \$6,742.80 for a Conservation License Plate Grant award for the School Committee Records of the Town/City of Manchester, 1824-1876 project.

Informational – to be Received and Filed

- E. Communication from the Pinard Family expressing their gratitude for the Board's expressions of sympathy during their recent loss.
- F. Manchester Health Department Monthly Report Summary, October 2007.
- G. Communication from David Smith, MTA Executive Director, relative to health insurance for part-time operators.
- H. Communication from Comcast advising of the third quarter 2007 franchise fee payment in the amount of \$339,318.37.

REFERRALS TO COMMITTEES

**COMMITTEE ON BILLS ON SECOND READING
(Concurrent referral to Public Hearing to be held on
Monday, November 26, 2007 at 6:00 PM.)**

- I. Zoning Ordinance Amendment:

“Amending the Zoning Ordinance of the City of Manchester by revising the requirements for the Neighborhood Business District (B-1) to provide more flexibility in uses allowed, dimensional requirements and parking.”

REPORTS OF COMMITTEES

COMMITTEE ON BILLS ON SECOND READING

J. Recommending that Ordinance Amendments:

“Amending Sections 33.024, 33.025, & 33.026 (Assistant Director-Accounting & Reporting, and Assistant Director-Treasury) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (Attorney I & II) of the Code of Ordinances of the City of Manchester.”

ought to pass.

(Unanimous vote with the exception of Alderman Garrity who was absent.)

K. Recommending that Ordinance Amendment:

“Amending Sections 33.024, 33.025, & 33.026 (VISTA Project Manager) of the Code of Ordinances of the City of Manchester.”

ought to pass as amended.

(Unanimous vote with the exception of Alderman Garrity who was absent.)

COMMITTEE ON HUMAN RESOURCES/INSURANCE

L. Recommending that the City of Manchester self-insure the dental insurance program for employee’s effective January 1, 2008.

(Unanimous vote)

M. Advising that it has approved Ordinance:

“Amending Section 33.026 (Fire Chief & Deputy Fire Chief) of the Code of Ordinances of the City of Manchester.”

Providing for changes in class specifications, which do not change the title of the positions and do not provide for any changes in salary grades of such positions and is forwarding same to the Board for adoption.

(Unanimous vote)

- N.** Recommending that the Board of Mayor and Aldermen authorize an increase in the per diem offered to substitute nurses from \$100 to \$135 as requested by the Public Health Director.
(Unanimous vote)
- O.** Recommending that the Public Health Specialist II (Grade 19) position in the Health Department be reclassified to a Public Health Specialist I (Grade 16), and that the part-time position be converted to a full-time position.
(Unanimous vote)
- P.** Advising that it has approved the reclassification of the Legislative Assistant (Grade 16) position in the Highway Department to Purchasing Assistant (Grade 12) and for such purpose recommends that the related ordinance be referred to the Committee on Bills on Second Reading for technical review.
(Unanimous vote with the exception of Alderman Garrity who was absent.)

COMMITTEE ON PUBLIC SAFETY, HEALTH AND TRAFFIC

- Q.** Advising that it has approved Ordinance Amendment:
- “Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester; 70.57 by revising Sections (1) and (5) to reflect current operating practices for hours of operation; and adding new Sections (7) and (8) to add the current daily maximum charge and a lost chip fee.”
- and recommends that it be referred to the Committee on Bills on Second Reading for technical review.
(Unanimous vote.)
- R.** Advising that it has approved Ordinance Amendment:
- “Amending Chapter 70: Motor Vehicles and Traffic of the Code of Ordinances of the City of Manchester by expanding the Residential Parking Permit Zone #6 in Section 70.55(D)(6) to include Mechanic Street, north side, between Elm Street and Canal Street.”

and recommends that it be referred to the Committee on Bills on Second Reading for technical review.

(Unanimous vote.)

- S. Recommending that the Wayfinding Sign Package submitted by the Director of Planning and Community Development, and enclosed herein, be approved.
(Unanimous vote.)
- T. Recommending that a request of Intown Manchester for the curtailment of parking enforcement during the Downtown Shopping Night to be held on Thursday, November 29th from 5 until 9 PM and on each Thursday during the month of December from 5 until 8 PM be granted and approved.
(Unanimous vote.)
- U. Advising that a communication from Deputy Chief Lussier relative to tasers is being forwarded to the Board for informational purposes only.
(Unanimous vote.)
- V. Recommending that a request to issue SCORE Volunteer Parking Permits for the Pine Street Lot in replacement of Pine Street Lot Permits, as outlined herein, be granted and approved.
(Unanimous vote.)
- W. Recommending that regulations governing standing, stopping, parking and operations of vehicles be adopted and put into effect when duly advertised and posted.
(Unanimous vote)

LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.

- 6. Nominations to be presented by Mayor Guinta, if available.

OTHER BUSINESS

7. Ordinances: (A motion is in order to read by titles only.)

“Amending Sections 33.024, 33.025, & 33.026 (Assistant Director-Accounting & Reporting, and Assistant Director-Treasury) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (Attorney I & II) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (VISTA Project Manager) of the Code of Ordinances of the City of Manchester.”

These Ordinances having had their second reading by titles only, the question is on passing same to be enrolled.

8. Mayor Guinta advises that a motion is in order to recess the regular meeting to allow the Committee on Accounts, Enrollment and Revenue Administration to meet.

9. Mayor Guinta calls the meeting back to order.

10. Report of the Committee on Accounts, Enrollment and Revenue Administration, if available.

Ladies and Gentlemen, what is your pleasure?

11. Ordinance: (A motion is in order to read by title only.)

“Amending Section 33.026 (Fire Chief & Deputy Fire Chief) of the Code of Ordinances of the City of Manchester.”

This Ordinance having had the approval of the Human Resources Committee, a motion is in order that the Ordinance pass and be ordained.

12. Ordinances: (A motion is in order to read by titles only.)

“Amending Sections 33.024, 33.025, & 33.026 (Assistant Director-Accounting & Reporting, and Assistant Director-Treasury) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (Attorney I & II) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (VISTA Project Manager) of the Code of Ordinances of the City of Manchester.”

These Ordinances having had their third and final reading by titles only, the question is on passing same to be ordained.

TABLED ITEMS

A motion is in order to remove any of the following items from the table for discussion.

13. Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.”

ought to pass.

(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)

(Tabled 09/05/2006)

14. Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin’s Cemetery.”

ought to pass.

(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)

(Tabled 09/05/2006)

15. Report of the Committee on Community Improvement advising that it has requested staff to prepare documents to provide that the City agree to extend the term on the 2nd mortgage relating to Lowell Terrace Associates property located at the northwest corner of Lowell and Chestnut Streets to coincide with the expiration of the existing first mortgage in 2013.

(Unanimous vote)

(Tabled 05/15/2007. Additional materials provided by Finance enclosed.)

16. A Majority report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the General Business District (B-2) into an area currently zoned Residential One Family District (R-1B), being a portion of Tax Map 381, Lot 47 with an address of 466 South Willow Street and abutting South Lincoln, South Willow and Parkview Streets. A majority of the property is currently zoned B-2 and the petition would extend the B-2 to include the entire lot.”

be denied at this time.

The Committee notes that the business owner should work with the neighborhood and may return with a petition after addressing issue as noted in a communication from Alderman Garrity enclosed herein.

(Aldermen Garrity, Pinard and Duval in favor. Aldermen Lopez and Gatsas opposed.)

(Tabled 06/05/2007)

- A Minority report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the General Business District (B-2) into an area currently zoned Residential One Family District (R-1B), being a portion of Tax Map 381, Lot 47 with an address of 466 South Willow Street and abutting South Lincoln, South Willow and Parkview Streets. A majority of the property is currently zoned B-2 and the petition would extend the B-2 to include the entire lot.”

ought to pass.

The minority advises that the proposed zoning, in its opinion, is consistent with the highest and best use of the property and that neighborhood concerns can be best addressed through the development process at the Planning Board level, therefore, that such rezoning should be considered subject to the Planning Board approving any plans for development of the property.

S/Alderman Lopez

(Tabled 06/05/2007)

(Note: additional communications from Alderman Garrity and petitions enclosed.)

17. NEW BUSINESS

- a) Communications
- b) Aldermen

18. If there is no further business, a motion is in order to adjourn.